

**Sir Samuel Auchmuty Knight**

**Will dated 13<sup>th</sup> June 1820  
Codicil dated 18<sup>th</sup> May 1822**

**Proved 3<sup>rd</sup> Oct 1822**

I **Samuel Auchmuty** G.C.B. Lieutenant General of his Majesty's forces and Colonel of the 78<sup>th</sup> Highland Regiment being of sound mind and memory do make and ordain this as for and to be my last Will and Testament in manner following

I give and bequeath to my nephew **Lt. General Sir H Montresor** two thousand pounds sterling and the silver cup given me by Lloyds Committee on the taking of Monte Video and all the portraits in Syndale House

I give and bequeath to my nephew **Capt W Mulcaster** R.N. two thousand pounds st and the sword presented to me by the City of London on the taking of Monte Video

I give and bequeath to my nephew **Sir J Tylden** two thousand pounds st and all the plate presented to me by the inhabitants of Madras on the taking of Java

I give and bequeath to my nephew **Sam'l Auchmuty** son of my brother **Rob't Auchmuty** two thousand pounds st and all my plate not willed above

I give and bequeath to my nephew **Major General T Montresor** the watch that belonged to his father a ring also of his a ring with the portrait of his mother and a silver cup presented to me by his brother in memory of my friend **Colonel John Montresor**

I give and bequeath to my nephew **Major W Tylden** R.E. a poisoned dagger that belonged to the Sultan of Djojsentra in Java my medal for the taking that Island and my gold watch and seals

I give and bequeath to my undermentioned Godsons the following sums to **Major W Tylden** one thousand pounds to **Henry Tylden** son of **Osborn Tylden** esq to **Auchmuty Montresor** and **Auchmuty Tucker** each five hundred pounds to **Auchmuty Freese** **Barlow Auchmuty Conway?** and **Samuel Auchmuty Dickson** each one hundred pounds

I give and bequeath to my much esteemed friends **Colonel Frederick Mulcaster** Royal Engineers **Richard Tylden** esq of Milsted and **Osborn Tylden** esq of Tonehill? each one thousand pounds st I also give and bequeath to them three thousand pounds 3 per cent Consols In trust to give the dividends thereof to my faithful servant **Benjamin Mathews** during his life at his death the said sum of £3000 3 per cent Consols to be given to my nephew **Capt W Mulcaster** R.N. or his heirs

my wearing apparel I leave to my executors to dispose of in any manner they think proper the residue of my property both landed and personal I desire may be converted into money lodged in Government securities and divided into four parts or shares the interest of one share to be given during their lifetime to each of my sisters **Frances Montresor** **Juliana Mulcaster** and **Jane Tylden** and to my sister in law **Henrietta Auchmuty** on the death of either or all of my said sisters and sister in law that may survive me or at my death if one or more of my said sisters do not survive me the share set apart for such sister or sisters and sister in law to be divided among all the children of my said sisters and all the children of my said sister in law by my brother **Robert Auchmuty** with the exception of his second son **Robert Mulcaster Auchmuty** in the following manner two thirds of such share or shares to be equally divided among the sons of my said sisters and sister in law and one third equally among the daughters

I request that **Richard Tylden** esq of Milsted and my nephews **Sir Henry** and **Major Gen'l Thomas Montresor** **Capt Mulcaster** Royal Navy and **Sir John** and **Major William Tylden** will act as executors to this my last Will and Testament and that they will be good enough to have all my papers lodged in a trunk and when every thing respecting my property is finally settled that they will direct them to be burned without any perusal further than may be necessary to elucidate the state of my affairs I further request that my Executors will have my body buried in a decent manner suitable to my situation in life

In witness whereof I the said **Samuel Auchmuty** the Testator have to this my last Will and Testament written on three pages of foolscap paper put my name to the bottom of the two preceeding page the whole of the Will and the said signatures being in my own handwriting and have at the bottom of this page signed my name and affixed my seal this thirteenth day of June in the year of our Lord 1820 at Syndale House near Faversham Kent **Samuel Auchmuty** (ls)

Signed sealed published and declared by the said **Samuel Auchmuty** as and for his last Will and Testament in presence of us the subscribing witnesses **Robert Tresley** gardener at Syndale House – **Andrew Mathews** assistant to gardener at Syndale House – **Ady Faulkner** footman

Codicil to my last Will written by me **Sir Samuel Auchmuty** G.C.B. this eighteenth day of May 1822 in addition to the legacy of £1000 to **Osborne Tylden** esq I hereby leave to the said **Osborne Tylden** esquire or in the event of his death to be equally divided between his widow and children that survive me the further sum of three thousand pounds sterling as a small compensation for the trouble and expense I have been the innocent cause of their suffering as Witness my hand Syndale House May 18th 1822 – **Samuel Auchmuty**

Appeared personally **Julias Gaborian Shepherd** of Faversham in the county of Kent gentleman and **Major Thomas Frish?** of Faversham aforesaid came to the above **Julias Gaborian Shepherd** and being sworn to depose the truth made oath and deposed as follows that they know and were well acquainted with **Sir Samuel Auchmuty** Knight Grand Cross of the Military Order of the Bath late of Syndale House near Faversham in the county of Kent but of Dublin and a Lieutenant Colonel of his Majesty's forces and Colonel of the seventy eighth Highland Regiment deceased for many years before and down to the time of his death which happened in the month of August last and also with his manner and character of hand writing and subscription having frequently seen him write and subscribe his name that having now carefully viewed and perused the paper writing hereto annexed purporting to be the last Will and Testament and Codicil of the said deceased which said Will begins thus I **Samuel Auchmuty** GCB Lieutenant General of his Majesty's forces and Colonel of the 78 Highland Regiment being of sound mind and memory do make and ordain this as for and to be my last Will and Testament in manner following adding thus

“In Witness whereof I the said **Samuel Auchmuty** the Testator have to this my last Will and Testament written on three pages of foolscap paper put my name to the bottom of the two preceeding pages the whole of the Will and the said signatures being in my own handwriting and have at the bottom of this page signed my name and affixed my seal this thirteenth day of June in the year of our Lord 1820 at Syndall House near Faversham Kent and thus subscribed **Samuel Auchmuty** the said codicil beginning this codicil to my last Will written by me **Sir Samuel Auchmuty** GCB this eighteenth day of May 1822 adding thus as a small compensation for the trouble and expense I have been the innocent cause of their suffering as a witness my hand Syndale house May 18<sup>th</sup> 1822 and thus subscribed **Samuel Auchmuty**”

they say that they verily and in their consciences believe the whole body ? and contents of the said codicil and also the subscription of the names **Samuel Auchmuty** thereto set and subscribed to be all of the proper handwriting and subscription of the said **Sir Samuel Auchmuty** deceased – **Jul G Shepherd** – **Major T Frish?** on the 27<sup>th</sup> day of September 1822 the said **Julias Gaborian Shepherd** and **Major Thomas Frish?** were duly sworn to the truth of this affidavit by virtue of the annexed commission before me

Proved at London with a Codicil 3<sup>rd</sup> Oct 1822 before the Judge by the oaths of **Richard Tylden** esq and **Thomas Gage** in the Will written **Thomas Montresor** esq and **Sir John Maxwell** in the Will written **Sir John Tylden** Knt the nephews three of the ex'ors to whom Admon was granted hav'g been first sworn to wit the s'd **Richard Tylden** and **Thomas Montresor** by ? and the s'd **Sir John Maxwell Tylden** before the worshipful **John Daubery** Dr of Laws and surrogate duly to adm's power reserved to **Sir Henry Tucker** in the Will written **Sir Henry Montresor** Knt **William Howe Mulcaster** esq and **William Tylden** esq the nephews also and other ex'ors

(PRO - PROB 11/1662)